

## UNITED STATES DISTRICT COURT

for the

Western District of Michigan



\_\_\_\_\_ SOUTHERN \_\_\_\_\_ Division

MR. STACEY R. SMITH PRO SE (IN FORMA  
PAUPERIS. 28 USC 1361 & 1631 & MCL 400.1701 &  
4401 (1) - MANDAMUS AGAINST A STATE  
OFFICIAL. - MANDAMUS UT DE FOEDERATUM.

Plaintiff(s)

(Write the full name of each plaintiff who is filing this complaint.  
If the names of all the plaintiffs cannot fit in the space above,  
please write "see attached" in the space and attach an additional  
page with the full list of names.)

-v-

(JURY DEMAND) - HON.: MICHIGAN SUPREME  
CHIEF JUSTICE BRIDGET M. MCCORMACK P-  
58387. & KENT COUNTY LEAD PROSECUTOR  
CHRIS R. BECKER P-53572.

Defendant(s)

(Write the full name of each defendant who is being sued. If the  
names of all the defendants cannot fit in the space above, please  
write "see attached" in the space and attach an additional page  
with the full list of names.)

Case No. 1:16-CV-1381 USCCA: 20-1716.

(to be filled in by the Clerk's Office)

Jury Trial: (check one) ☒ Yes ☐ No

## COMPLAINT FOR A CIVIL CASE

## I. The Parties to This Complaint

## A. The Plaintiff(s)

Provide the information below for each plaintiff named in the complaint. Attach additional pages if needed.

Name	HON. GEORGE S. BUTH P-11479. (RETIRED) C/O P-44006.
Street Address	300 MONROE AVE NW (CORPORATE COUNSEL).
City and County	GRAND RAPIDS COUNTY (KENT).
State and Zip Code	MICHIGAN 49503
Telephone Number	616-632-7570. (KENT COUNTY ADMINISTRATION).
E-mail Address	linda.howell@kentcountymi.gov (CORPORATE COUNSEL).

## B. The Defendant(s)

Provide the information below for each defendant named in the complaint, whether the defendant is an individual, a government agency, an organization, or a corporation. For an individual defendant, include the person's job or title (if known). Attach additional pages if needed.

## Defendant No. 1

Name	<u>HON.: BRIDGET M. MCCORMACK P-58387. (CJ)-MSC.</u>
Job or Title <i>(if known)</i>	<u>CHIEF JUSTICE OF THE MICHIGAN SUPREME COURT.</u>
Street Address	<u>925 W. OTTAWA ST</u>
City and County	<u>LANSING COUNTY (INGHAM) 55TH JUDICIAL DISTRICT.</u>
State and Zip Code	<u>MICHIGAN 48915</u>
Telephone Number	<u>517-373-0123</u>
E-mail Address <i>(if known)</i>	<u>bmccormack@michigan.gov(MANDAMUS UT DE FOEDERATUM)</u>

## Defendant No. 2

Name	<u>LEAD PROSECUTOR CHRIS R. BECKER P-53572.</u>
Job or Title <i>(if known)</i>	<u>LEAD PROSECUTOR FOR THE COUNTY OF KENT.</u>
Street Address	<u>82 IONIA AVE NW SUITE NO.: 450.</u>
City and County	<u>GRAND RAPIDS COUNTY (KENT)</u>
State and Zip Code	<u>MICHIGAN 49503</u>
Telephone Number	<u>616-632-4710</u>
E-mail Address <i>(if known)</i>	<u>chris_becker@kentcountymi.gov (ORDER TO SHOW CAUSE).</u>

## Defendant No. 3

Name	<u>HON.: MARK A. TRUSOCK P-38156. (MCR 3.302) (MCR 3.305)</u>
Job or Title <i>(if known)</i>	<u>CHIEF JUDGE OF THE 17TH JUDICIAL CIRCUIT COURT.</u>
Street Address	<u>180 OTTAWA AVE NW</u>
City and County	<u>GRAND RAPIDS COUNTY (KENT)</u>
State and Zip Code	<u>MICHIGAN 49503</u>
Telephone Number	<u>616-632-5008</u>
E-mail Address <i>(if known)</i>	<u>mark.trusock@kentcountymi.gov</u>

## Defendant No. 4

Name	<u>DEFENSE COUNSEL JOHN R. BEASON P-34095.</u>
Job or Title <i>(if known)</i>	<u>DEFENSE COUNSEL TO L.C. NO.: 14-11012-FH</u>
Street Address	<u>15 IONIA AVE NW SUITE NO.: 530</u>
City and County	<u>GRAND RAPIDS COUNTY (KENT)</u>
State and Zip Code	<u>MICHIGAN 49503</u>
Telephone Number	<u>616-458-3791</u>
E-mail Address <i>(if known)</i>	<u>beasonjohn@yahoo.com (jrbassistant@gmail.com)</u>

**II. Basis for Jurisdiction**

Federal courts are courts of limited jurisdiction (limited power). Generally, only two types of cases can be heard in federal court: cases involving a federal question and cases involving diversity of citizenship of the parties. Under 28 U.S.C. § 1331, a case arising under the United States Constitution or federal laws or treaties is a federal question case. Under 28 U.S.C. § 1332, a case in which a citizen of one State sues a citizen of another State or nation and the amount at stake is more than \$75,000 is a diversity of citizenship case. In a diversity of citizenship case, no defendant may be a citizen of the same State as any plaintiff.

What is the basis for federal court jurisdiction? *(check all that apply)*



Federal question



Diversity of citizenship

Fill out the paragraphs in this section that apply to this case.

**A. If the Basis for Jurisdiction Is a Federal Question**

List the specific federal statutes, federal treaties, and/or provisions of the United States Constitution that are at issue in this case.

Pursuant to the duties imposed upon it by virtue of 28 U.S.C. 2403(a), this Court will please certify to the Office of the Attorney General that the constitutionality of an Act of Congress affecting the public interest is herein drawn in question.

The Federal question being, if a state agency is allowed to knowingly accept falsified information or a document which causes (self-incrimination) to be used which infringes upon Article 17 of the Michigan Constitution in a criminal case as follows: Misconduct by George

**B. If the Basis for Jurisdiction Is Diversity of Citizenship**

## 1. The Plaintiff(s)

## a. If the plaintiff is an individual

The plaintiff, *(name)* IN RE: STACEY R. SMITH (PRO SE), is a citizen of the State of *(name)* MICHIGAN.

## b. If the plaintiff is a corporation

The plaintiff, *(name)* NONE, is incorporated under the laws of the State of *(name)*, and has its principal place of business in the State of *(name)*.

*(If more than one plaintiff is named in the complaint, attach an additional page providing the same information for each additional plaintiff.)*

## 2. The Defendant(s)

## a. If the defendant is an individual

The defendant, *(name)* CHIEF JUSTICE BRIDGET MCCORMACK, is a citizen of the State of *(name)* MICHIGAN. Or is a citizen of *(foreign nation)* NONE.

b. If the defendant is a corporation

The defendant, (name) PROSECUTOR CHRIS R. BECKER, is incorporated under the laws of the State of (name) MICHIGAN, and has its principal place of business in the State of (name) 82 IONIA SUITE NO.: 450 GR, MI 03.  
Or is incorporated under the laws of (foreign nation) NONE, and has its principal place of business in (name) GRAND RAPIDS, MICHIGAN.

*(If more than one defendant is named in the complaint, attach an additional page providing the same information for each additional defendant.)*

3. The Amount in Controversy

The amount in controversy—the amount the plaintiff claims the defendant owes or the amount at stake—is more than \$75,000, not counting interest and costs of court, because (explain):

DEFAULT REQUEST,  
ENTRY, AND JUDGMENT : COA: 352572 286,660.00 \* 25.00%> \$ 71,665.00 + 286,660.00 =  
\$358,325.00  
(SUM CERTAIN)

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### III. Statement of Claim

Write a short and plain statement of the claim. Do not make legal arguments. State as briefly as possible the facts showing that each plaintiff is entitled to the damages or other relief sought. State how each defendant was involved and what each defendant did that caused the plaintiff harm or violated the plaintiff's rights, including the dates and places of that involvement or conduct. If more than one claim is asserted, number each claim and write a short and plain statement of each claim in a separate paragraph. Attach additional pages if needed.

KENT COUNTY COURTHOUSE.

17TH JUDICIAL CIRCUIT COURT - IN RE CONTEMPT MCR 3.306 > 28 USC 1361 & 1631

<http://mark.trusock@kentcountymi.gov>

(BREACH OF THE 17TH JUSCIAL CIRCUIT COURT PLEA AGREEMENT; FOEDERATI ORDINE MANDAMUS.  
V. } IN RE: CONTEMPT OF CHRIS R. BECKER AND JOHN R. BEASON AND HON.: GEORGE S. BUTH.

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### IV. Relief

State briefly and precisely what damages or other relief the plaintiff asks the court to order. Do not make legal arguments. Include any basis for claiming that the wrongs alleged are continuing at the present time. Include the amounts of any actual damages claimed for the acts alleged and the basis for these amounts. Include any punitive or exemplary damages claimed, the amounts, and the reasons you claim you are entitled to actual or punitive money damages.

DEFAULT REQUEST,  
ENTRY, AND JUDGMENT : COA: 352572 286,660.00 \* 25.00%> \$ 71,665.00 + 286,660.00 = \$358,325.00  
(SUM CERTAIN)

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**V. Certification and Closing**

Under Federal Rule of Civil Procedure 11, by signing below, I certify to the best of my knowledge, information, and belief that this complaint: (1) is not being presented for an improper purpose, such as to harass, cause unnecessary delay, or needlessly increase the cost of litigation; (2) is supported by existing law or by a nonfrivolous argument for extending, modifying, or reversing existing law; (3) the factual contentions have evidentiary support or, if specifically so identified, will likely have evidentiary support after a reasonable opportunity for further investigation or discovery; and (4) the complaint otherwise complies with the requirements of Rule 11.

**A. For Parties Without an Attorney**

I agree to provide the Clerk's Office with any changes to my address where case-related papers may be served. I understand that my failure to keep a current address on file with the Clerk's Office may result in the dismissal of my case.

Date of signing: 01/18/2021

Signature of Plaintiff	<u>MR. STACEY R SMITH (ONLY).</u>
Printed Name of Plaintiff	<u>MR. STACEY R. SMITH (PRO SE) INFORMA PAUPERIS.</u>

**B. For Attorneys**

Date of signing: \_\_\_\_\_

Signature of Attorney	<u>PRO SE</u>
Printed Name of Attorney	_____
Bar Number	_____
Name of Law Firm	_____
Street Address	_____
State and Zip Code	_____
Telephone Number	_____
E-mail Address	_____